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Judge Puts Stop Order On CIA Data

By Douglas L. Pardue

signed away his constitutional tuted a waiver of the defen-right to freedom of speech when dant's rights thereunder." Con-he took employment with the sequently, noted Bryan, the case Central Intelligence Agency, is merely one of a dispute be-

Central Intelligence Agency, use an employer and employer and is not similar to the Pentral Court Judge Albert V. Bryan Jr., has ordered a permanent injunction on all writings and lectures of a former agent who has authored material critical of the security has been decision, agency.

In his nine-page decision, the will definitely appeal the decision, Marchetti said, "My lawwhich was handed down late yers have already made the Friday, Judge Bryan noted that the defendant, Victor L. Marchetti said he plans to appeal on the grounds that his writings, although based on experiences, are fictional and agreements which contractually secrecy oath. The CIA counterprohibit him from discussing ed that argument during the

Marchetti's attorney, Melvin reality to such an extent that Wulf, an American Civil Liber-they jeopardize U.S. security. ties lawyer, argued during the case, heard in closed court be-

cause of classified material discussed, that Marchetti's First Amendment right to freedom of speech supersedes any contractual agreements. Consequently, he argued, Marchetti has the right to write or give lectures based on his experi-

ences in the CIA.
Marchetti, who admitted his writings are based on his experiences in the CIA, said dur-ing the trial that he exercises restraint and has not revealed anything which in his opinion could harm U.S. security. He said his writings are intended to point out what he feels are transgressions by the CIA of its function.

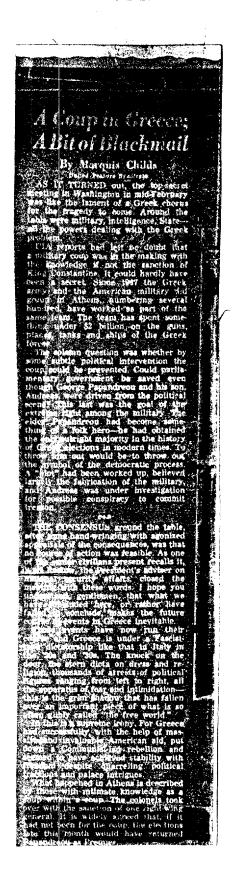
The case, said Wulf, is similar to the Pentagon Papers case in that the CIA is trying to exercise prior restraint and because Marchetti is trying to expose actions by the spy agency, which have nothing to do with U.S. security and which are potentially harmful to the rights of U.S. citizens.

Bryan denied Wulf's argument stating that "it is not the role of the court to determine whether material should be classified or whether, even if classified, its revelation is ma-

"In the opinion of the court," said Bryan, "the contract takes the case out of the scope of the First Amendment and, to the Ruling that the defendant extent the First Amendment is involved, the contract consti-

prohibit him from discussing ed that argument during the anything, based on his experi-trial saying that Marchetti's ences in the CIA. fictional writings approximate





Robert S. McNamara, restricting from a functing in Paris, facility to the their defense minutes that the United government was restored.

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